Court No. 1

Civil Writ Petition No. 3371 (S/S) of 2001.

Pradeep Kumar and another ….……Petitioners.

Versus

District Magistrate, Udham Singh Nagar
and two others. ……Respondents.

Hon'ble P.C. Verma, J.

Learned counsel for the petitioners does not want to press the petition on behalf of petitioner No.2. Hence the writ petition is dismissed as not pressed on behalf of petitioner No.2. However, he is at liberty to file fresh petition.

By means of present writ petition under Article 226 of the Constitution of India, the petitioner Pradeep Kumar has prayed for issue of a writ of mandamus to command the respondents to appoint the petitioner as regular collection Amin under 35% quota to be filled from amongst the seasonal collection Amins who have worked for more than four faslis and whose recovery is 70% of fixed target.

Learned counsel for the petitioner submits that the petitioner is seasonal collection Amin and in view of the circular issued by Board of Revenue he collected 70% of the demand which were submitted to him, therefore, he was entitled to be considered in view of the explanation appended to Rule-5 of the U.P. Collection Amin Service Rule, 1974 and as amended in the year 1992.

If this fact is correct and the petitioner is eligible according to rule, the respondents are directed to consider the case of the petitioner for appointment as regular collection

Amin under 35% quota to be filled up from amongst the seasonal collection Amins within a period of one month from the date of production of a certified copy of this order. The petitioner shall be allowed to continue till his case for appointment as regular collection Amin is considered and if work and post is available.

With the aforesaid directions, the writ petition is disposed of finally.

(P.C. Verma, J.)

24.7.2001
P. Singh